

CHITTENDEN COUNTY REGIONAL PLANNING COMMISSION
CLEAN WATER ADVISORY COMMITTEE – **DRAFT** MINUTES

DATE: **Tuesday, September 5, 2017**
 TIME: 11:00 a.m. to 12 Noon
 PLACE: CCRPC Offices, 110 West Canal Street, Suite 202, Winooski, VT
 DOCUMENTS: Minutes, documents, and presentations discussed accessible at:
<http://www.ccrpcvt.org/meetings/clean-water-advisory-committee/>

Committee Members in Attendance		
Bolton:	Hinesburg: Merrily Lovell	St. George:
Buels Gore:	Huntington: Darlene Palola	Underhill: Brian Bigelow
Burlington: Jenna Olson	Jericho:	Westford:
Charlotte: Marty Illick & Krista Hofsis (11:11 a.m.)	Milton: Victor Sinadinowski (11:10 a.m.)	Williston: James Sherrard
Colchester: Karen Adams	Richmond: Geoff Urbanik	Winooski: Tim Grover
Essex: Annie Costandi, Co-Chair	Shelburne: Chris Robinson	VAOT: Jennifer Callahan
Essex Junction: Chelsea Mandigo	South Burlington: Tom DiPietro; Dave Wheeler (11:22 a.m.)	VANR: Christy Witters
Burlington Airport: Polly Harris (Stantec) & Chris Gendron (Stantec)	University of VT: Lani Ravin, Claire Forbes	CCRPC Board:
Other Attendees: DEC: Jim Pease, Jim Ryan, Padraic Monks, VANR		
CCRPC Staff: Dan Albrecht, Regina Mahony, Eleni Churchill, Chris Dubin		

1. Welcome: Annie Costandi called the meeting to order at 11:00 a.m.

2. Changes to the Agenda – none

3. Review and action on draft minutes of August 1, 2017

After a brief recap by Dan Albrecht, *Adams made a motion, seconded by Sherrard to approve the August 1, 2017 minutes. Jenna Olson (formerly Calvi) indicated that she was not in attendance. No further discussion. MOTION PASSED. Jenna Olson abstained.*

4. Draft MRGP Permit: Jim Ryan, DEC

Jim Ryan provided an overview of the Municipal Roads General Permit, including the process, timeline and standards. [see copy of presentation at Committee web-paged linked above.]

Discussion/Questions:

- Dan asked if the work between the inventories conducted by CCRPC in '16 and '17 and the beginning of the permit can be credited? Yes.
- MS4s deadline the same? Yes, the MS4 deadline will be the same due to the TMDL. Different annual schedule, but same end date. Other dates won't be far off from this schedule.
- How does this impact non-traditional MS4s? VTrans has the TS4 permit. The Airport and UVM – public roads likely covered by municipal permit. Private roads are not required to meet standards.
- If wetlands or stream alteration permits would be needed, then the municipality would not have to install that BMP. Stream bank erosion is not required in the MRGP and this language will be transferred to the MS4 permit.
- Will the inventories capture outfalls that are on private property? We don't have this information from the inventories because the interns don't know where the ROW officially ends. Ownership is an issue, and will be an issue.
- Hydrologically connected definition – this is a different definition than the one used in other DEC regulatory environments. Don't want to get the definitions mixed up. It is intended to apply strictly to the MRGP.

5. Draft State Stormwater Rule: Padraic Monks, DEC

Padraic Monks provided an overview of the following specific sections of the proposed stormwater rule: 3-acre general permit and the impact fee system (only in stormwater impaired waters in the lake champlain watershed). You have to do the work if you can; if you can't fully then you have to pay the fee. Also eligible to receive money if you go beyond the requirements (i.e. treat 4 acres instead of 3 acres). Padraic also covered the distinctions between pre-TMDL and post-TMDL. Rule is due January, 2018; hope to have a draft rule to ICAR in October (but likely to miss this date and hope to get on the November agenda). They are accepting public comment now. Shouldn't call this an impact fee; it's more of a mitigation fee.

Questions/comments:

- Non-MS4 municipalities don't need to do anything under the 3-acre parcel permit unless they own a 3-acre parcel. Please send the full list of 3-acre parcels to the municipalities (not just municipally owned).
- Deferral language in the new rule for expired permits? This language is in the legislation, so not likely to change in the rule. The language does expire in June or July of 2018; they intend to propose a one-year extension on this to wait for the 3-acre permit to get in place.
- Payments – Essentially you will get paid back for doing more. Maximum reimbursement will no longer be tied to the total cost of the project.
- Clarification that the 1 acre threshold is for new development projects; the 3 acre threshold is for existing development.
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6. Brief demo on Watershed Projects Database: Dan Albrecht, CCRPC

Dan provided a quick overview of the projects database available at

7. Appoint ad hoc subcommittee to work with CCRPC staff to review Clean Water Fund Board draft FY19 budget allocations and determine if additional comments warranted by full CCRPC Board at its 9/20 meeting.

The Board is now open to the second round of comments (Sept. 8-28). We should receive the document today, but comments are due on September 28. We don't have time for another CWAC meeting, but if there is a sub-committee that would like to work on this, we could draft something in time for September. James, Karen and Marty volunteered to work on this; and that draft will then be sent to the CWAC. Individual comments can be brought to the full CCRPC Board. Dan will send the Clean Water Fund Board's draft to the full CWAC as soon as he receives it.

8. Updates

- ERP grants received: Street sweeping study grant received by CCRPC in partnership with DEC and USGS; Jericho and Williston also received grants.
- Lewis Creek Association received two ERP grants: Hinesburg garage; and lower McCabe's in Shelburne. Marty Illick would like to be involved in CCRPC's consultant selection process next time.

9. Items for October 3rd meeting agenda

- a. Draft MRGP permit – still haven't seen the official draft permit yet.

10. Other Business

Discussion regarding the MRGP comment period, and setting up a sub-committee to begin to draft comments once the draft permit comes out.

11. Adjournment

The meeting adjourned at 12:34 p.m.

Respectfully submitted, Regina Mahony and Dan Albrecht